

ADVISORY NOTICE to LICENSED BLASTERS, PURCHASERS AND SUPPLIERS OF EXPLOSIVES

KENTUCKY DIVISION OF EXPLOSIVES & BLASTING

Legislation passed in the 2006 General Assembly has resulted in changes to Kentucky's penalty schedule for violations of blasting laws and regulations found in KRS 351.315 through 351.375. Effective July 15th, 2006 this change will affect the amount of penalties assessed for violations of the blasting laws and regulations by licensed blasters, individuals holding a permit to purchase explosives, and registered suppliers of explosives.

KRS 351.990 is amended to read as follows:

Any person who violates any of the provisions of KRS 351.315 to 351.375, or any administrative regulation, determination, or order promulgated in accordance with KRS 351.315 to 351.375 shall be subject to a civil fine not less than **two hundred fifty dollars (\$250)** nor more than **five thousand dollars (\$5,000)** for each violation.

In addition, a new provision has been added that allows the assessment of a civil penalty up to \$20,000 for any blasting violations that results in the death or serious physical injury of a person.

KRS 351.990 is amended to read as follows:

Any blasting operation that results in the death or serious physical injury of a person may be subject to a civil fine not more than twenty thousand dollars (\$20,000). For the purposes of this subsection, "serious physical injury" means an injury, which has a reasonable potential to cause death.

If you have any questions regarding these changes contact the Division of Explosives & Blasting at 502-573-0140.

Coleman England, Director

Date